EXHIBIT "A"

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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

IN RE BARD IVC FILTERS
PRODUCTS LIABILITY LITIGATION
This Document Relates to Plaintiff
Stacy Miller
2:17-cv-00395-DGC

No. MD-15-02641-PHX-DGC

AMENDED MASTER SHORT FORM COMPLAINT FOR DAMAGES FOR INDIVIDUAL CLAIMS AND JURY DEMAND

Plaintiff(s) named below, for their Complaint against Defendants named below, incorporate the Master Complaint for Damages in MDL 2641 by reference (Doc. 364). Plaintiff(s) further show the Court as follows:

- Plaintiff/Deceased Party:
 Stacy Miller (Deceased)
- 2. Spousal Plaintiff/Deceased Party's spouse or other party making loss of consortium claim:

N/A

- 3. Other Plaintiff and capacity (i.e. administrator, executor, guardian, conservator):
 - Ashley Marshall, as Administrator of the Estate of Stacy Miller, Deceased
- 4. Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence at the time of implant:
 - Stacy Miller (Deceased) Kentucky
- 5. Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence at the time of injury:
 - Stacy Miller (Deceased) Ohio
- 6. Plaintiff's current state(s) [if more than one Plaintiff] of residence:

 Stacy Miller (Deceased) N/A; Ashley Marshall Ohio

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1	7.	District Court and Division in which venue would be proper absent direct			
2		filing:			
3		United States District Court, Eastern District of Kentucky			
4	8.	Defendants (check Defendants against whom Complaint is made):			
5					
6		■ Bard Peripheral Vascular, Inc.			
7	9.	Basis of Jurisdiction:			
8		□ Diversity of Citizenship			
9		Other:			
10		Other allegations of jurisdiction and venue not expressed in Master			
11		Complaint:			
12					
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14					
15	10.	Defendants' Inferior Vena Cava Filter(s) about which Plaintiff(s) is (are) making			
16		a claim (check applicable Inferior Vena Cava Filter(s)):			
17		☐ Recovery® Vena Cava Filter			
18		☐ G2 [®] Vena Cava Filter			
19		G2 [®] Express (G2 [®] X) Vena Cava Filter			
20		☐ Eclipse [®] Vena Cava Filter			
21		☐ Meridian [®] Vena Cava Filter			
22		☐ Denali [®] Vena Cava Filter			
23		X Other: <u>Bard</u>			
24	11.	Date of implantation as to each product:			
25		04/05/2007			
26					
27	12.	Counts in the Master Complaint brought by Plaintiff(s):			
28					

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1		\boxtimes	Count II:	Strict Products Liability - Information Defect (Failure to		
2			Warn)			
3		\boxtimes	Count III:	Strict Products Liability – Design Defect		
4		\times	Count IV:	Negligence - Design		
5		\boxtimes	Count V:	Negligence - Manufacture		
6			Count VI:	Negligence – Failure to Recall/Retrofit		
7		\boxtimes	Count VII:	Negligence – Failure to Warn		
8		\boxtimes	Count VIII:	Negligent Misrepresentation		
9		\boxtimes	Count IX:	Negligence Per Se		
10		\boxtimes	Count X:	Breach of Express Warranty		
11		\boxtimes	Count XI:	Breach of Implied Warranty		
12		\times	Count XII:	Fraudulent Misrepresentation		
13		\boxtimes	Count XIII:	Fraudulent Concealment		
14			Count XIV:	Violations of Applicable (insert state) Law		
15			Prohibiting C	Consumer Fraud and Unfair and Deceptive Trade Practices		
16			Count XV:	Loss of Consortium		
17		\times	Count XVI:	Wrongful Death		
18		\boxtimes	Count XVII: Survival			
19		\times	Punitive Damages			
20			Other(s):	(please state the facts		
21			supporting this Count in the space immediately below)			
22						
23						
24						
25						
26	13.	Jury	Trial demande	ed for all issues so triable?		
27		\boxtimes	Yes			
28			No			

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1	RESPECTFULLY SUBMITTED thi	s 26th day of April 2018.
2		
3		LAW OFFICES OF BEN C. MARTIN
4		
5	By:	/s/ Ben C. Martin
6		Ben C. Martin (TX I.D. No. 13052400)
7		benmartin@bencmartin.com
		Thomas Wm. Arbon (TX I.D. No. 01284275)
8		tarbon@bencmartin.com
9		3710 Rawlins Street, Suite 1230
10		Dallas, TX 75219
11		Telephone: 214.761.6614
12		Facsimile: 214.744.7590
13		
		ATTORNEYS FOR PLAINTIFF
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CERTIFICATE OF SERVICE I hereby certify that on the 26th day of April 2018, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing. Ben C. Martin Ben C. Martin